

Pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, made applicable herein pursuant to Rule 7041 of the Rules of Bankruptcy Procedure, and the Court having approved the settlement of this Adversary Proceeding in the main case (see Docket Nos. 1526 and 1529) and having authorized dismissal of this adversary proceeding upon payment of the settlement amount. Plaintiff hereby gives notice dismissal of the above-entitled adversary proceeding.

DATED this 27th day of April, 2009.

/s/ Gary E. Jubber
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